

County wherein the District is located who own taxable real property within the District and who are qualified voters of the county under the laws of the State shall be entitled to vote. The County Commissioners' Court shall at the time of ordering said first election, by an order entered of record, create said proposed District, or the part thereof within said County, into one or more election precincts and shall name a polling place in each voting precinct, and shall appoint two judges and two clerks for each polling place, one of the judges to be designated as presiding judge. If any said officer so elected fail to serve, his place shall be filled in the manner provided by the general election laws. The court shall order printed one and one-half times as many ballots for said election as there are estimated to be qualified voters within such district. Said ballots for said election shall have printed thereon substantially the following:

'FOR WATER IMPROVEMENT DISTRICT'

'AGAINST WATER IMPROVEMENT DISTRICT'

'FOR ISSUANCE OF NOTES OF SAID DISTRICT'

'AGAINST ISSUANCE OF NOTES OF SAID DISTRICT'

and said ballot shall contain five blank lines upon which to write names of persons voted for, for the office of director with a heading:

'FOR DIRECTORS, FIVE TO BE ELECTED'

No other matter shall be placed on the ballot except the heading 'Official Ballot'.

Sec. 2. The importance of this Act creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage and it is so enacted.

Passed the Senate, February 3, 1943: Yeas 26, Nays 0; February 22, 1943, Senate concurred in House amendments: Yeas 27, Nays 0; passed the House, with amendments, February 17, 1943: Yeas 107, Nays 8.

Approved Feb. 24, 1943.

Effective Feb. 24, 1943.

AMATEUR BOXING AND WRESTLING CONTESTS

CHAPTER 31³⁰

H. B. No. 58

An Act amending Subsection (b), Section 1 of Chapter 241, Acts of the Forty-third Legislature, Regular Session, as amended by Chapter 21, Acts of the Forty-third Legislature, Second Called Session, so as to exempt from the Act certain organizations for the promotion of amateur boxing and wrestling where the participants therein receive no remuneration; prescribing regulations; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That all of Subsection (b), Section 1 of Chapter 241, Acts of the Forty-third Legislature, Regular Session, as amended by Chapter 21, Acts of the Forty-third Legislature, Second Called Session, be and the same is hereby amended to read as follows:

"(b) None of the provisions of this Act shall be applicable to and enforced against:

³⁰ Vernon's Ann. Pen. Code, art. 614—1.

"(1) All nonprofit amateur athletic associations chartered under the laws of the State of Texas including their affiliated membership clubs throughout the State for the promotion of amateur athletics.

"(2) Any contests or exhibitions between students of such institutions which are conducted by any college, school or university as part of the institution's athletic program.

"(3) Contests or exhibitions between members of such units which are conducted by any troop, battery, company or units of the Texas National Guard or Texas Defense Guard. Provided, none of the participants in such contests or exhibitions receive a money remuneration or purse or prize equivalent for their performance or services therein.

"Every person, club, organization or association of persons conducting or sponsoring amateur boxing or wrestling contests, except those specifically exempted, where an admission fee is charged shall be subject to the tax provision of this Act and shall conduct all wrestling matches, fistic combats, boxing or sparring contests of amateur standing under the conditions specified hereinafter.

"(1) The sanction and approval of the Commissioner of Labor Statistics shall be secured at least seven (7) days prior to date of tournaments or contests, and all entries shall be filed with said amateur organization three (3) days prior to date of the tournaments or contests.

"(2) Such amateur organization shall have the responsibility of determining and sanctioning the amateur standing or status of each and every contestant who performs or appears in such amateur contests or tournaments.

"(3) Such amateur organization shall not be required to secure a license to conduct or promote amateur contests approved by the Commissioner of Labor Statistics.

"(4) Such contests shall be subject to the supervision of the Commissioner of Labor Statistics and all profits derived from such contests be used in the development of amateur athletics.

"(5) No one shall be permitted to act as referee in amateur contests except a person holding a license or permit from the Commissioner of Labor Statistics.

"(6) All contestants shall be examined by a licensed physician within a reasonable time before they enter or engage in contests, and a licensed physician shall be in attendance at the ringside during the full course of the contests or tournaments.

"(7) No boxer, wrestler or manager licensed under this Act shall participate in any capacity during any amateur show or exhibition and said participation shall be deemed sufficient grounds for having his professional license suspended or revoked by the Commissioner of Labor Statistics."

Sec. 2. The fact that the present law is not clear as to those amateur associations intended to be exempted under this Act and the further fact that enforcement of the present law is difficult because of the many different interpretations of the Act creates an emergency and an imperative public necessity requiring that the Constitutional Rule that bills be read on three several days in each House be suspended, and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed by the House, January 26, 1943: Yeas 116, Nays 7; House concurred in Senate amendment, on February 18, 1943: Yeas 113, Nays 3; passed by the Senate, as amended, February 18, 1943: Yeas 25, Nays 0.

Approved Feb. 24, 1943.

Effective Feb. 24, 1943.